(23)

31/10/07

HIGH COURT OF CHHATTISGARH AT BILASPUR
DIVISION BENCH

CORAM: HON'BLE SHRI JAGDISH BHALLA, Ag. CJ. &
HON'BLE SHRI SATISH K. AGNIHOTRI, J.

Writ Petition (C) (PR) No. 6646 of 2007

WP(C) 6827/07

PETITIONER Om Prakash Gupta, S/o. Sangam Lal Gupta, aged about : 45 years, R/o. Belgahna, P.S. Belgahna, Distt. Bilaspur (C.G.)

VERSUS

RESPONDENTS :

1. State of Chhattisgarh, Through : Secretary, Panchayat, D.K.S. Bhawan, Raipur, Distt. Raipur (C.G.)
2. Sub Engineer, Janpad Panchat Kota, Distt. Bilaspur (C.G.)
3. Tulsiram Khusro, Sarpanch of Gram Panchayat Belgahna, Distt. Bilaspur (C.G.)
4. Superintendent of Police, Bilaspur, Distt. Bilaspur (C.G.)

Writ Petition under Article 226 of the Constitution of India

Present : Petitioner in person is not present.
Shri Yashwant Singh, Government Advocate for the State.

ORAL ORDER
(Passed on 26th October, 2007)

The following oral order of the Court was passed by **Hon'ble Jagdish Bhalla, Ag. CJ.**

The petitioner has approached this Court on account of poor construction of the Primary School at Diprapara, Belgahna. It is

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alleged that sub-standard quality material has been used and because of which there is seepage. It is also alleged that the funds were misused by the Sarpanch. This is a serious matter wherein thorough enquiry is desirable. Accordingly, instead of directing the State of Chhattisgarh to initiate an enquiry, interest of justice will suffice, if the Collector, Bilaspur though not party to the proceedings, but it being the Public Interest Litigation, is directed to probe into the matter and if need be, constitute a Committee, which can verify the allegations made in the writ petition. Accordingly, it be done expeditiously, preferably within a period of two weeks from the date of communication of this order by the Advocate General to him, along with copy of the writ petition. After the enquiry reaches its logical end and the decision is taken by the Collector, Bilaspur, the petitioner be informed accordingly.

With this observation, the petition is disposed of.

Sd/-
Acting Chief Justice

Sd/-
Satish K. Agnihotri
Judge

subbu